UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

NATHAN ALFRED JOYAL,

Defendant.
_______________________________/

INDICTMENT

The Grand Jury charges:

COUNT 1
(Conspiracy to Manufacture, Distribute and Possess with Intent to Distribute Marijuana)

Beginning in about April 2011, and continuing to on or about December 12, 2013, in Houghton County, in the Western District of Michigan, Northern Division, and elsewhere, the defendant,

NATHAN ALFRED JOYAL,

knowingly and intentionally combined, conspired, confederated, and agreed with persons known and unknown to the Grand Jury, to manufacture, distribute and possess with intent to distribute more than 50 kilograms of marijuana, and 50 or more marijuana plants, a Schedule I controlled substance.

21 U.S.C. § 846
21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(C)

COUNT 2
(Distribution of Marijuana)

On or about July 10, 2013, in Houghton County, in the Western District of Michigan, Northern Division, the defendant,

NATHAN ALFRED JOYAL,

knowingly and intentionally distributed, and aided, abetted, counseled, commanded, induced, and procured the distribution of, marijuana, a Schedule I controlled substance.

21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(D)
18 U.S.C. § 2(a)

COUNT 3
(Distribution of Marijuana)

On or about July 17, 2013, in Houghton County, in the Western District of Michigan, Northern Division, the defendant,

NATHAN ALFRED JOYAL,

knowingly and intentionally distributed, and aided, abetted, counseled, commanded, induced, and procured the distribution of, marijuana, a Schedule I controlled substance.

21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(D)
18 U.S.C. § 2(a)

COUNT 4
(Distribution of Marijuana)

On or about September 5, 2013, in Houghton County, in the Western District of Michigan, Northern Division, the defendant,

NATHAN ALFRED JOYAL,

knowingly and intentionally distributed, and aided, abetted, counseled, commanded, induced, and procured the distribution of, marijuana, a Schedule I controlled substance.

21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(D)
18 U.S.C. § 2(a)

COUNT 5
(Distribution of Marijuana)

On or about September 26, 2013, in Houghton County, in the Western District of Michigan, Northern Division, the defendant,

NATHAN ALFRED JOYAL,

knowingly and intentionally distributed marijuana, a Schedule I controlled substance.

21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(D)

COUNT 6
(Distribution of Marijuana)

On or about October 24, 2013, in Houghton County, in the Western District of Michigan, Northern Division, the defendant,

NATHAN ALFRED JOYAL,

knowingly and intentionally distributed, and aided, abetted, counseled, commanded, induced, and procured the distribution of, marijuana, a Schedule I controlled substance.

21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(D)
18 U.S.C. § 2(a)

COUNT 7
(Distribution of Marijuana)

On or about November 20, 2013, in Houghton County, in the Western District of Michigan, Northern Division, the defendant,

NATHAN ALFRED JOYAL,

knowingly and intentionally distributed, and aided, abetted, counseled, commanded, induced, and procured the distribution of, marijuana, a Schedule I controlled substance.

21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(D)
18 U.S.C. § 2(a)

COUNT 8
(Possession of Marijuana with Intent to Distribute)

On or about December 12, 2013, in Houghton County, in the Western District of Michigan, Northern Division, the defendant,

NATHAN ALFRED JOYAL,

knowingly and intentionally possessed with intent to distribute marijuana (in processed form), a Schedule I controlled substance.

21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(D)

COUNT 9
(Possession of Marijuana Plants with Intent to Distribute)

On or about December 12, 2013, in Houghton County, in the Western District of Michigan, Northern Division, the defendant,

NATHAN ALFRED JOYAL,

knowingly and intentionally possessed with intent to distribute 50 or more marijuana plants, a Schedule I controlled substance.

21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(C)

COUNT 10
(Manufacturing Marijuana)

On or about December 12, 2013, in Houghton County, in the Western District of Michigan, Northern Division, the defendant,

NATHAN ALFRED JOYAL,

knowingly and intentionally manufactured, attempted to manufacture, and aided, abetted, counseled, commanded, induced, and procured the manufacture of, 50 or more marijuana plants, a Schedule I controlled substance.

21 U.S.C. § 841(a)(1)
21 U.S.C. § 846
21 U.S.C. § 841(b)(1)(C)
18 U.S.C. § 2(a)

COUNT 11
(Possession of a Firearm in Furtherance of a Drug Trafficking Crime)

On or about December 12, 2013, in Houghton County, in the Western District of Michigan, Northern Division, the defendant,

NATHAN ALFRED JOYAL,

knowingly possessed a Kahr Arms, model CM 40, .40 caliber semiautomatic pistol bearing serial number JN5132, in furtherance of one or more of the drug trafficking crimes alleged in Counts 1, 8 and 9 of this Indictment.

18 U.S.C. § 924(c)(1)(A)(i)
18 U.S.C. § 921(a)

COUNT 12
(Possession of a Short-Barreled Rifle)

On or about December 12, 2013, in Houghton County, in the Western District of Michigan, Northern Division, the defendant,

NATHAN ALFRED JOYAL,

knowingly possessed a rifle having a barrel of less than 16 inches in length that was not registered to him in the National Firearms Registration and Transfer Record.

26 U.S.C. § 5861(d)
26 U.S.C. § 5845(a)(3)
26 U.S.C. § 5871

FORFEITURE ALLEGATION
(Conspiracy to Manufacture, Distribute and Possess with Intent to Distribute Marijuana)

The allegations contained in Count 1 of this Indictment are hereby re-alleged and incorporated by reference for the purpose of alleging forfeiture pursuant to 21 U.S.C. § 853.

Pursuant to 21 U.S.C. § 853, upon conviction of the offense in violation of 21 U.S.C. § 846 alleged in Count 1 of this Indictment, the defendant,

NATHAN ALFRED JOYAL,

shall forfeit to the United States of America any property constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of such offense and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the offense. The property to be forfeited includes, but is not limited to, the following:

1. U.S. CURRENCY: $1,916 in U.S. Currency, which was seized on December 12, 2013, and represents the proceeds obtained, directly or indirectly, from the conspiracy charged in Count 1 of the Indictment.

2. MONEY JUDGMENT: A sum of money equal to at least $750,000, which represents the proceeds obtained, directly or indirectly, from the conspiracy charged in Count 1 of the Indictment.

3. PERSONAL PROPERTY: Any and all tools, equipment, materials and chemicals used in the offense charged in Count 1 of this Indictment that were seized on December 12, 2013.

4. SUBSTITUTE ASSETS: Pursuant to Title 21, United States Code Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1), the United States shall be entitled to forfeiture of substitute property up to the value of the above forfeitable property if, by any act or omission of the defendant, the above forfeitable property, or any portion thereof,

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third party;

c. has been placed beyond the jurisdiction of the court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be divided without difficulty.

Such substitute assets shall include, but not be limited to, all firearms listed on Exhibit A included in this Indictment. 21 U.S.C. § 853

21 U.S.C. § 846

A TRUE BILL

GRAND JURY FOREPERSON

PATRICK A. MILES, JR.
United States Attorney

MAARTEN VERMAAT
Assistant United States Attorney

EXHIBIT A
(Firearms)

1. a Kahr Arms, model CM 40, .40 caliber semiautomatic pistol bearing serial number JN5132,
2. a Diamondback Firearms, model DB9, 9mm caliber semiautomatic pistol bearing serial number YB9584,
3. a Rock Island Armory, model M1911-A1 FS, .45 caliber semiautomatic pistol bearing serial number RIA1511939,
4. a Taurus, model PT92AF, 9mm caliber semiautomatic pistol bearing serial number TEW10168,
5. a Taurus, model PT145PRO, .45 caliber semiautomatic pistol bearing serial number NET65781,
6. a Sturm, Ruger & Co., model Speed Six, .357 magnum caliber revolver bearing serial number 150-64231,
7. a Taurus, model The Judge, .45/.410 caliber revolver bearing serial number GT810635,
8. a Taurus, model PT-25, .25 caliber semiautomatic pistol bearing serial number Z006639,
9. a PTR 91 Inc., model PTR-91, .308 Winchester caliber semiautomatic rifle bearing serial number DK0716,
10. a Century Arms, Inc., model C39, 7.62x39mm caliber pistol bearing serial number 39CTM01446,

11. a Windham Weaponry, model WW15, 5.56x45mm caliber semiautomatic rifle bearing serial number WW055223,
12. a Mossberg, model 500, 12 gauge shotgun bearing serial number T721599,
13. a My Guns, model Type III, 7.62x39mm semiautomatic rifle bearing serial number 62J3760,
14. a My Guns, model Type III, 7.62x39mm semiautomatic rifle bearing serial number 63T2388,
15. a Hawk, model 982, 12 gauge shotgun bearing serial number 0092661,
16. a Smith & Wesson, model M&P15, 5.56x45mm caliber semiautomatic rifle bearing serial number SR57083,
17. a DPMS-Panther Arms, model A-15, 5.56x45mm caliber semiautomatic rifle bearing serial number F278171,
18. a Taurus, model Circuit Judge, .45/.410 caliber rifle bearing serial number EU4558,
19. a Mossberg, model 500, 20 gauge shotgun bearing serial number U728565,
20. a Harrington & Richardson, model Topper 88, .410 gauge shotgun bearing serial number AY423817,
21. a J.C. Higgins, .410 gauge shotgun bearing no serial number,
22. a My Guns, model Type 56, 7.62x39mm caliber receiver bearing serial number 35023692,
23. a My Guns, model Type 56, 7.62x39mm caliber receiver bearing serial number 04842287, and

24. a Hawk Industries, model 981, 12 gauge shotgun bearing serial number 0072782.